



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Region Office
PO Box 330316, Shoreline, WA 98133-9716 • 206-594-0000

May 3, 2024

Skagit County Drainage District 19
William Roozen, Commissioner
15673 State Route 536
Mount Vernon, WA 98273-8171

Re: Termination of Coverage under the Western Washington Phase II Municipal Stormwater Permit, Permit No. WAR045710 effective May 3, 2024.

Dear William Roozen:

The Department of Ecology (Ecology) has received information from Skagit County Drainage District 19 (DD19) and Skagit County (County) about DD19's lack of municipal stormwater infrastructure and associated request to terminate DD19's coverage under the Western Washington Phase II Municipal Stormwater Permit (Permit). The County and DD19 met with Ecology on January 17, 2024, to review municipal separate storm sewer system (MS4) infrastructure within the DD19 jurisdictional boundary. Based on the information provided to Ecology, at this time, Ecology concurs that DD19 does not own and/or operate an MS4. In view of this information, DD19's coverage under the Western Washington Phase II Municipal Stormwater Permit, Permit No. WAR045710, is terminated (i.e., cancelled) effective May 3, 2024.

As a result of this permit termination, the fecal coliform wasteload allocation (WLA) assigned to DD19¹ in the Padilla Bay Freshwater Tributaries Fecal Coliform Bacteria Total Maximum Daily Load (TMDL) Report, dated December 2020, is converted to a Load Allocation (LA). Compliance with an LA is measured by water quality data from within the watercourses subject to the TMDL.

This permit termination does not authorize DD19 to exceed applicable state water quality standards (Chapter 173-201A Washington Administrative Code [WAC]), groundwater standards (Chapter 173-200 WAC) or sediment quality standards (Chapter 173-204 WAC). DD19 is subject to enforcement actions, including administrative orders and penalties, if DD19 violates, or has the potential to violate Chapter 90.48 Revised Code of Washington (RCW).

Water Quality Certification Order No. 19607 for Corps Reference #NWS-2008-1459 (Order) identifies conditions under which DD19 must operate its drainage system facilities within surface waters of the state of Washington in order to protect water quality. Per condition A9 of that

¹ Listing identification numbers: Big Indian (45711, TBD1, TBD2, TBD3), Little Indian (TBD4)

Order, Ecology reserves the authority to issue additional orders if Ecology determines that further actions are necessary to implement the water quality laws of the state.

The termination of Permit WAR045710 in no way relieves DD19 from obligations associated with any prior enforcement actions or permit fees. If you have questions about any permit fees that may still be due, please contact the Ecology WQ Permit Fee Unit at wqfeeunit@ecy.wa.gov.

If have any questions regarding this letter, please contact Colleen Griffith by phone at (425) 429-4571 or by email at colleen.griffith@ecy.wa.gov.

Sincerely,



Rachel McCrea
Water Quality Section Manager
Northwest Region Office

ecc: SkagitDID19@gmail.com
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PARIS Permit # WAR045710